



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application: Sean Phillips et al.                      Group Art Unit: 3611  
Serial No.: 10/536,575    Examiner: Boehler, Anne Marie  
Filing Date: May 26, 2005                                        Docket No.: 18801-00788  
Title: FIFTH WHEEL HITCH

Mail Stop Petition  
Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

DECLARATION OF STACY L. EMHOFF

I, Stacy L. Emhoff, declare:

1. I am an Attorney for Applicant and I am authorized to make this declaration on behalf of Applicant.
2. Neither Applicant nor counsel received the Office Action dated July 8, 2008. Applicant's failure to file a timely Response to the Office Action dated July 8, 2008 was unintentional.
3. The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional.
4. I hereby declare that all statements made herein are of my own knowledge and are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Date: 4/16/09

Stacy L. Emhoff  
Stacy L. Emhoff